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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TREMAINE WILSON and LAUREN
BECKER, individually, and on behalf of other
members of the general public similarly
situated, and as aggrieved employees pursuant
to the Private Attorneys General Act
("PAGA"),

Plaintiff,

vs.

SKYWEST AIRLINES, INC., a Utah
corporation; and DOES 1 through 100,
inclusive,

Defendants.

Case No.: 3:19-cv-1491-VC

**JOINT STIPULATION TO LIFT STAY
AND SET CASE MANAGEMENT
CONFERENCE; ~~PROPOSED~~ ORDER**

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15 Attorneys for Defendant
16 SKYWEST AIRLINES, INC.
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1 Plaintiffs Tremaine Wilson and Lauren Becker (“Plaintiffs”), on the one hand, and
2 Defendant SkyWest Airlines, Inc. (“Defendant”) on the other, hereby stipulate as follows:

3 WHEREAS, Defendant filed its Motion for Summary Adjudication on December 3,
4 2020;

5 WHEREAS, Plaintiffs filed their Cross-Motion for Summary Adjudication on December
6 24, 2020;

7 WHEREAS, the Parties’ respective Motions were fully briefed as the filing of Plaintiffs’
8 Reply Brief on February 28, 2021;

9 WHEREAS, this Court’s issued its Order dated February 8, 2021 (Dkt. 72), staying this
10 action pending the outcome of the pending appeal in *Bernstein v. Virgin America, Inc.*, No. 19-
11 15382 (9th Cir.) and requesting that parties notify the Court and request the scheduling of a Case
12 Management Conference following the issuance of the Appellate Court’s Order in the *Bernstein*
13 matter;

14 WHEREAS, the Ninth Circuit issued its Order in *Bernstein* (See, *Bernstein v. Virgin Am.,*
15 *Inc.* [9th Cir. Case No. 19-15382 Dkt. 110]) on February 23, 2021;

16 **THEREFORE, IT IS HEREBY STIPULATE AND AGREED BY THE PARTIES**
17 **HERETO, THROUGH THEIR RESPECTIVE COUNSEL, AS FOLLOWS:**

18 The parties hereby stipulate to lift the stay on the instant action and request the Court set
19 a Case Management Conference on March 17, 2021, or as soon thereafter is available on the
20 Court’s calendar.

21 **DATED:** March 2, 2021

THE BAINER LAW FIRM

23 By /s/ Matthew R. Bainer

24 MATTHEW R. BAINER
Attorneys for Plaintiffs

25 **DATED:** March 2, 2021

JONES DAY

27 By /s/ Amanda C. Sommerfield

28 AMANDA C. SOMMERFIELD
Attorneys for Defendant

ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)

I, Matthew R. Bainer, attest that concurrence in the filing of this document has been obtained from the other signatories. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 2nd day of March, 2021, at Oakland, California.

/s/ Matthew R. Bainer

MATTHEW R. BAINER

~~[PROPOSED]~~ ORDER

Having read and considered the above stipulation, and good cause appearing therefor:

The above stipulation is approved. It is ordered that the stay in the instant action is hereby lifted and a Case Management Conference is hereby scheduled for March 17 at 2 p.m. by zoom. The parties should be prepared to discuss

IT IS SO ORDERED. whether they can agree on which issues, if any, are no longer in dispute following the Ninth Circuit's ruling, and on a schedule for the summary judgment motions.

DATED:

March 5, 2021

Hon. Vincent Chhabria

